



General Assembly

**Substitute Bill No. 5293**

February Session, 2006

\* \_\_\_\_\_ HB05293VA\_PD\_030706 \_\_\_\_\_ \*

**AN ACT CONCERNING VETERANS' PROPERTY TAX EXEMPTIONS.**

Be it enacted by the Senate and House of Representatives in General Assembly convened:

1       Section 1. Section 12-81g of the general statutes is repealed and the  
2       following is substituted in lieu thereof (*Effective October 1, 2006*):

3       (a) Effective for the assessment year commencing October 1, 1985,  
4       and each assessment year thereafter, any person entitled to an  
5       exemption from property tax in accordance with subdivision (19), (20),  
6       (21), (22), (23), (24), (25) or (26) of section 12-81, reflecting any increase  
7       made pursuant to the provisions of section 12-62g, shall be entitled to  
8       an additional exemption from such tax in an amount equal to [twice]  
9       two and one-half of the amount of the exemption provided for such  
10      person pursuant to any such subdivision, provided such person's  
11      qualifying income does not exceed the applicable maximum amount as  
12      provided under section 12-81l, except that if such person has a  
13      disability rating of one hundred per cent as determined by the  
14      Veterans' Administration of the United States, the total of such  
15      adjusted gross income, individually, if unmarried, or jointly, if  
16      married, in the calendar year ending immediately preceding the  
17      assessment date with respect to which such additional exemption is  
18      allowed, is not more than twenty-one thousand dollars if such person  
19      is married or not more than eighteen thousand dollars if such person is  
20      not married. Any claimant who, for the purpose of obtaining an

21 exemption under this section, wilfully fails to disclose all matters  
22 related thereto or with intent to defraud makes any false statement  
23 shall forfeit the right to claim such additional veteran's exemption.

24 (b) Effective for the assessment year commencing October 1, 1986,  
25 and each assessment year thereafter, any person entitled to an  
26 exemption from property tax in accordance with subdivision (19), (20),  
27 (21), (22), (23), (24), (25) or (26) of section 12-81, reflecting any increase  
28 made pursuant to the provisions of section 12-62g, and who is not  
29 receiving or is not eligible to receive the additional exemption under  
30 subsection (a) of this section, shall be entitled to an additional  
31 exemption from such tax in an amount equal to [one-half of] the  
32 amount of the exemption provided for such person pursuant to any  
33 such subdivision.

34 (c) The state shall reimburse each town, city, borough, consolidated  
35 town and city and consolidated town and borough by the last day of  
36 each calendar year in which exemptions were granted to the extent of  
37 the revenue loss represented by the additional exemptions provided  
38 for in [subsection (a)] subsections (a) and (b) of this section. The  
39 Secretary of the Office of Policy and Management shall review each  
40 claim for such revenue loss as provided in section 12-120b. Any  
41 claimant aggrieved by the results of the secretary's review shall have  
42 the rights of appeal as set forth in section 12-120b. In the fiscal year  
43 commencing July 1, 2003, and in each fiscal year thereafter, the amount  
44 payable to each municipality in accordance with this section shall be  
45 reduced proportionately in the event that the total amount payable to  
46 all municipalities exceeds the amount appropriated.

47 (d) The Secretary of the Office of Policy and Management shall  
48 adopt regulations, in accordance with the provisions of chapter 54,  
49 establishing: (1) A procedure under which a municipality shall  
50 determine eligibility for the additional exemption under subsection (a)  
51 of this section, provided such procedure shall include a provision that  
52 when an applicant has filed for such exemption and received approval  
53 for the first time, such applicant shall be required to file for such

54 exemption biennially thereafter, subject to the provisions of subsection  
55 (e) of this section; (2) the manner in which a municipality shall apply  
56 for reimbursement from the state for the revenue loss represented by  
57 the additional exemptions provided for in subsections (a) and (b) of  
58 this section, which shall provide a penalty for late filing of such  
59 application for reimbursement of two hundred fifty dollars but shall  
60 also provide that the secretary may waive such forfeiture in  
61 accordance with procedures and standards contained in such  
62 regulations; and (3) the manner in which the Office of Policy and  
63 Management may audit and make adjustments to applications for  
64 reimbursement from municipalities for a period of not more than one  
65 year next succeeding the deadline for such application.

66 (e) Any person who has submitted application and been approved  
67 in any year for the additional exemption under subsection (a) of this  
68 section shall, in the year immediately following approval, be presumed  
69 to be qualified for such exemption. If, in the year immediately  
70 following approval, such person has qualifying income in excess of the  
71 maximum allowed under said subsection (a), such person shall notify  
72 the tax assessor in the town allowing the additional exemption on or  
73 before the next filing date for such exemption and shall be denied such  
74 exemption for the assessment year immediately following and for any  
75 subsequent year until such person has reapplied and again qualified  
76 for such exemption. Any person who fails to notify the tax assessor of  
77 such disqualification shall make payment to the town in the amount of  
78 property tax loss related to the exemption improperly taken. Not more  
79 than thirty days after discovering such person's ineligibility for the  
80 exemption, the assessor shall send written notification of such person's  
81 identity to the Secretary of the Office of Policy and Management. If any  
82 payment was remitted under subsection (c) of this section with respect  
83 to a period for which such person was not eligible for the exemption,  
84 the amount of the next payment made to the town shall be reduced by  
85 the amount of payment made erroneously.

This act shall take effect as follows and shall amend the following sections:
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Section 1	<i>October 1, 2006</i>	12-81g
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**VA**

*Joint Favorable Subst. C/R*

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